App. No. 10/690,392
Amendment E
Page 5

REMARKS

Reconsideration of the present application in view of the amendments and following remarks is respectfully requested. Claims 2, 13, 14 and 18 were previously canceled. Claims 1 and 12 have been amended, and new claims 19-21 have been added. Therefore, nine (9) claims remain pending in the application: claims 1, 3 and 12, 15-17 and 19-21.

Finality of the Office Action is in Error

1.   Applicant respectfully submits that the finality of the Office Action is improper. The Office Action cites MPEP §760.07(b) as support for the finality of the present Office Action (see the Office Action, pg. 10). MPEP §760.07(b) states that "[t]he claims of a new application may be finally rejected in the first Office action in those situations where ... (B) all claims of the new application ... (2) would have been properly finally rejected on the grounds and art of record" (MPEP §760.07(b)). However, the rejections in the present Office Action are rejected based on new art that was not made of record and not supplied to the Applicant. Prior rejections of claims 1, 3 and 12, and 15-17 were based on Chapter 17 of Marmel, Elaine, Microsoft Project 2000 Bible. Specifically, the present Final Office Actions cites previously uncited Chapters 6 and 8 of Marmel, Elaine, Microsoft Project 2000 Bible, in rejecting at least some of the limitations of independent claims 1 and 12. The newly cited Chapters 6 and 8 of Marmel, Elaine, Microsoft Project 2000 Bible were not previously made of record as indicated by the citation of Chapters 6 and 8 in the "Notices of References Cited" accompanying the pending Final Office Action. Therefore, all of the claims in the new application are not properly finally rejected on the grounds and art of record, since claims 1, 3 and 12, and 15-17 are rejected in part based on newly cited Marmel, Elaine, Microsoft Project 2000 Bible, Chapters 6 and 8. As such, the finality of the present Office Action is improper, and therefore, Applicant respectfully requests the finality be withdrawn.

App. No. 10/690,392
Amendment E
Page 6

Claim Objections

2.   Claim 12 has been objected to for minor informalities. Applicant has
amended claim 12 as suggested by the examiner. Thus the outstanding objections are overcome.

Rejections Under 35 U.S.C. § 102

3.   Claims 1, 3, 12 and 15-17 stand rejected under 35 U.S.C. § 102 as being
anticipated by Chapters 6, 8 and 17 of Marmel, Elaine, Microsoft Project 2000 Bible, (referred to
herein as the Microsoft Project reference). Applicant respectfully submits that independent
claims 1 and 12 have been amended and that the Microsoft Project reference does not teach all of
the limitations as recited in at least amended claims 1 and 12.

More specifically, for example, amended claim 1 recites in part "limiting
displaying of tasks that is outside of the selected set of data only to those tasks that are associated
with at least one of the plurality of tasks within the selected set of data." Applicant respectfully
submits that the applied Microsoft Project reference does not teach or suggest at least the limiting
of the display to only those tasks outside the selected set of data that are associated with at least
one of the plurality of tasks within the selected set of data. Instead, the Microsoft Project
reference only describes displaying tasks when the subproject to which they belong is specifically
selected (Microsoft Project reference, pg. 462, Figure 17-6). Further, to display other tasks an
additional subproject has to be selected. Furthermore, the Microsoft Project reference display all
of the tasks within a subproject when it is selected (see Microsoft Project reference, pg. 462,
Figure 17-6), and does not teach or suggest only displaying certain tasks associated with the tasks
within the selected set of data. As such, the Microsoft Project reference does not teach each
limitation as recited in claim 1, and instead specifically teaches away from limiting the display of
tasks outside the selected set of data as the Microsoft Project reference requires a selection of the
subproject to be made before tasks are displayed. Therefore, at least all of the limitations of
amended claim 1 are not taught by the Microsoft Project reference, and thus, claim 1 is not
anticipated by the Microsoft Project reference.

App. No. 10/690,392
Amendment E
Page 7

    Independent claims 12 has been amended to include similar claim languages as

that of claim 1 regarding the displaying of a task that is outside the subset of data and associated

with at least one of the plurality of tasks associated with the subset of data, and limiting the

displaying of the task that is outside of the subset of data only to those tasks that are associated

with at least one of the plurality of tasks associated with the subset of data. Again, the Microsoft

Project reference does not teach or suggest the limiting of the display of tasks outside the selected

subset of data to only those tasks outside the subset of data that are associated with one of the

tasks associated with the subset of data. Therefore, at least amended claims 12 is not anticipated

by the Microsoft Project reference, and as such, claim 12 is in condition for allowance.

    Claims 3 and 16 depend from claim 1, and claims 15 and 17 depend from claim

12. Therefore, claims 3 and 15-17 are also not taught by the cited reference due at least to their

dependency on allowable claims.

New claims

    4. Newly added independent claim 19 is also not anticipated by the applied

portions of Microsoft Project references because the applied Microsoft Project reference fails to

teach each limitation as recited in claim 19. More specifically, for example, claim 19 recites in

part

> in response to the selecting of the subset of data: identifying and
> displaying a plurality of tasks within the selected subset of data as a first part of a
> program management chart; and identifying and displaying a task that is outside of the
> selected subset of data but that is associated with at least one of the plurality of tasks
> within the selected subset of data as a second part of the program management chart.

    The Microsoft Project reference does not identify and display both tasks that are

within the selected subset of data and tasks that are outside the subset of data and associated with

a task within the subset of data in response to selecting the subset of data. Instead, the Microsoft

Project reference requires that a subproject be selected before displaying a task associated with

that subproject, and further the selection of that subproject only displays those tasks within that

subproject and does not display tasks outside that subproject, as explained with reference to Figure 17-6 where the Microsoft Project reference states that when subproject2 is selected "its subordinate tasks [are] visible, but the subordinate tasks of project1 [are] not visible" (Microsoft Project reference, pg. 462). As such, and as is displayed by Figure 17-5, the Microsoft Project reference does not display tasks outside a selected subset of data associated with the tasks within a selected set of data in response to selecting the subset of data as recited in claim 19 regardless of whether those tasks are associated with tasks within the selected set of data. For example, tasks within the "selection" subproject in Figure 17-5 of the Microsoft Project reference, which is linked to a task in the selected subproject (Microsoft Project reference, pg. 462), are not displayed as shown in Figure 17-5. Therefore, the cited reference at least does not teach all of the limitations as recited in claim 19, and thus, claim 19 is not anticipated or obvious over applied reference.

New claim 20 depends from claim 19, and thus, claim 20 is also not anticipated or obvious over at least chapters 6, 8 and 17 of the Microsoft Project reference due at least to its dependency on allowable claim 19. Further, claim 20 recites language similar to that of claim 1 where the displaying of the tasks outside the subset of data is limited to only those tasks associated with the tasks within with the subset of data. Therefore, claim 20 is not anticipated or obvious over the applied portions of the Microsoft Project reference and in condition for allowance.

New claim 21 depends from claim 1, and thus, claim 21 is also not anticipated or obvious over at least chapters 6, 8 and 17 of the Microsoft Project reference due at least to its dependency on allowable claim 1. Further, claim 21 recites language similar to that recited in claim 19 where the displaying of the tasks within and outside the selected set of data is displayed in response to the selection of the set of data. Therefore, claim 21 is not anticipated or obvious over the applied portions of the Microsoft Project reference and in condition for allowance.
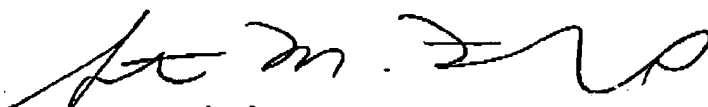
App. No. 10/690,392
Amendment E
Page 9

CONCLUSION

Applicant submits that the above amendments and remarks place the pending claims in a condition for allowance. Therefore, a Notice of Allowance is respectfully requested.

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Respectfully submitted,

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